

United States District Court

FOR THE
NORTHERN DISTRICT OF CALIFORNIA

E-filing

VENUE: SAN FRANCISCO

CR 08 0131
UNITED STATES OF AMERICA,

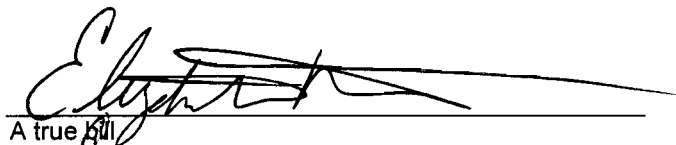
V.

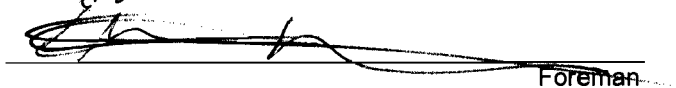
DEMETRIUS SMITH

DEFENDANT(S).

INDICTMENT

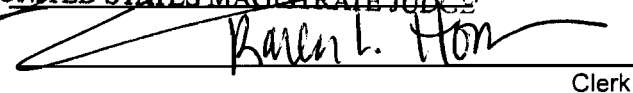
21 U.S.C § 841(a)(1), (b)(1)(B) -- Possession with intent to distribute
crack cocaine.


A true bill


Foreman

Filed in open court this 4th day of March, 2008

JOSEPH C. SPERO
UNITED STATES MAGISTRATE JUDGE


Clerk

KAREN L. HOM

Bail, \$ no proem

AO 257 (Rev. 6/78)

DEFENDANT INFORMATION RELATIVE TO A CRIMINAL ACTION - IN U.S. DISTRICT COURTBY: ☐ COMPLAINT ☐ INFORMATION ☒ INDICTMENT
☐ SUPERSEDING**OFFENSE CHARGED**21 U.S.C. § 841(a)(1), (b)(1)(B) -- Possession
with intent to distribute crack cocaine☐ Petty
☐ Minor
☐ Misdemeanor
☒ Felony**E-filing****PENALTY:**

Mandatory minimum term of 10 years imprisonment; maximum lifetime term of imprisonment; mandatory minimum term of 8 years supervised release; maximum lifetime term of supervised release; maximum \$4 million fine; \$100 special assessment

PROCEEDINGName of Complainant Agency, or Person (& Title, if any)
FEDERAL BUREAU OF INVESTIGATION☐ person is awaiting trial in another Federal or State Court, give name of court☐ this person/proceeding is transferred from another district per (circle one) FRCrP 20, 21 or 40. Show District☐ this is a reprosecution of charges previously dismissed which were dismissed on motion of:☐ U.S. Att'y ☐ Defense☐ this prosecution relates to a pending case involving this same defendant☒ prior proceedings or appearance(s) before U.S. Magistrate regarding this defendant were recorded underSHOW
DOCKET NO.MAGISTRATE
CASE NO.

3-08-70090 MEJ

Name and Office of Person

Furnishing Information on
THIS FORM

Joseph P. Russoniello

☒ U.S. Att'y ☐ Other U.S. Agency

Name of Asst. U.S. Att'y

(if assigned)

DREW CAPUTO

Name of District Court, and/or Judge/Magistrate Location
NORTHERN DISTRICT OF CALIFORNIA**DEFENDANT - U.S.**

DEMETRIUS SMITH

DISTRICT COURT NUMBER

DEFENDANT**IS NOT IN CUSTODY**

- 1) ☐ Has not been arrested, pending outcome this proceeding. If not detained give date any prior summons was served on above charges
- 2) ☐ Is a Fugitive
- 3) ☐ Is on Bail or Release from (show District)

IS IN CUSTODY

- 4) ☒ On this charge
- 5) ☐ On another conviction
- 6) ☐ Awaiting trial on other charges

☐ Fed'l ☐ State

If answer to (6) is "Yes", show name of institution

Has detainer
been filed?☐ Yes
☐ NoIf "Yes"
give date
filed**DATE OF
ARREST**

Month/Day/Year

Or... if Arresting Agency & Warrant were not

Month/Day/Year

**DATE TRANSFERRED
TO U.S. CUSTODY**☐ This report amends AO 257 previously submitted**ADDITIONAL INFORMATION OR COMMENTS****PROCESS:**☐ SUMMONS ☒ NO PROCESS*☐ WARRANT Bail Amount: _____

If Summons, complete following:

☐ Arraignment ☐ Initial Appearance

Defendant Address: _____

*Where defendant previously apprehended on complaint, no new summons or warrant needed, since Magistrate has scheduled arraignment

Date/Time: _____

Before Judge: _____

Comments: _____

FILED
03 MAR -4 PM 12:40
CLERK U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

JOSEPH P. RUSSONIELLO (CSBN 44332)
United States Attorney

E-filing

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

PJH

UNITED STATES OF AMERICA,

Plaintiff,

v.

DEMETRIUS SMITH,

Defendant.

No.

VIOLATION: Title 21, United States Code,
Section 841(a)(1), (b)(1)(B) – Possession
with Intent to Distribute Crack Cocaine

SAN FRANCISCO VENUE

INDICTMENT

The Grand Jury charges:

On or about July 6, 2007, in the Northern District of California, the defendant,

DEMETRIUS SMITH,

did knowingly and intentionally possess with intent to distribute a Schedule II controlled
substance, to wit: 5 grams or more of crack cocaine, a mixture and substance which contained

//

//

//

1 cocaine base, in violation of Title 21, United States Code, Section 841(a)(1), (b)(1)(B).

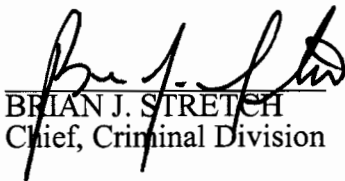
2
3 DATED: 03/04/08

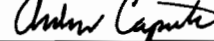
A TRUE BILL.

4
5
6

FOREPERSON

7 JOSEPH P. RUSSONIELLO
United States Attorney

8
9
10 
BRIAN J. STRETCH
Chief, Criminal Division

11
12 (Approved as to form: )
AUSA Caputo